

STATE OF WISCONSIN  
**Senate Journal**  
Ninety–Seventh Regular Session

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WEDNESDAY, September 14, 2005

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The Chief Clerk makes the following entries under the above date.

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**CHIEF CLERK'S ENTRIES**

The Chief Clerk makes the following entries dated Friday, September 9, 2005.

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Read first time and referred:

**Senate Bill 320**

Relating to: regulating certain electronic mail solicitations and practices related to electronic mail solicitations and providing penalties.

By Senators Kanavas, Stepp, Leibham, Darling, Lassa, Olsen, Cowles and Roessler; cosponsored by Representatives Davis, Freese, Friske, Hundertmark, Rhoades, Gronemus, Loeffelholz, Ott, Gunderson, Albers, Kreibich, Townsend, Pettis, Molepske and Shilling.

To committee on **Job Creation, Economic Development and Consumer Affairs**.

**Senate Bill 321**

Relating to: municipal quotas for Class B intoxicating liquor licenses.

By Senators Kapanke, Grothman and A. Lasee; cosponsored by Representatives Shilling, Huebsch, Gunderson, Hahn, Lothian and Van Roy.

To committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform**.

**Senate Bill 322**

Relating to: mailing of copies of school district reorganization orders issued by the School District Boundary Appeal Board.

By Senators Olsen, Brown and Darling; cosponsored by Representatives Towns, M. Williams, Hahn, Ott, Musser, Gunderson and Hines.

To committee on **Education**.

**Senate Bill 323**

Relating to: state aid paid to consolidated school districts.

By Senators Olsen and Darling; cosponsored by Representatives Towns, Townsend, Hahn, Lehman, Ott, Hines, Gunderson, Ainsworth and Lothian.

To committee on **Education**.

**Senate Bill 324**

Relating to: allowing school boards to charge a fee for transporting certain pupils to school.

By Senators Olsen, Brown and Grothman; cosponsored by Representatives Towns, M. Williams, Hines, Mursau, Lothian, Ott, Musser, Lehman, Molepske and Sheridan.

To committee on **Education**.

**Senate Bill 325**

Relating to: indoor environmental quality in schools and granting rule-making authority.

By Senators Stepp, Harsdorf, Plale, Grothman, Decker, Roessler, Breske and Cowles; cosponsored by Representatives Freese, Musser, Shilling, Vos, Pope–Roberts, Kreibich, Nelson, Berceau, Ott, Young, Jeskewitz, Kessler, Pocan, Benedict, Krawczyk, Fields, Boyle, Molepske, Turner, Staskunas, Lehman, Sheridan and Travis.

To committee on **Housing and Financial Institutions**.

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The committee on **Higher Education and Tourism** reports and recommends:

DARLING, ALBERTA, of River Hills, as a member of the College Savings Program Board, to serve for the term ending May 1, 2009.

Confirmation.

Ayes, 5 – Senators Harsdorf, Kapanke, Breske, Plale and Leibham.

Noes, 0 – None.

FERRALL, VICTOR, of Orfordville, as a member of the Wisconsin Historical Society Board of Curators, for the term ending July 1, 2008.

Confirmation.

Ayes, 5 – Senators Harsdorf, Kapanke, Breske, Plale and Leibham.

Noes, 0 – None.

NETTLES, MICHELE, of Milwaukee, as a member of the State Fair Park Board, for the interim term ending May 1, 2005, and a full term ending May 1, 2010.

Confirmation.

Ayes, 5 – Senators Harsdorf, Kapanke, Breske, Plale and Leibham.

Noes, 0 – None.

SEMENAS, CHRISTOPHER, of Kenosha, as a member of the Board of Regents of the University of Wisconsin System, for the term ending May 1, 2007.

Confirmation.

Ayes, 5 – Senators Harsdorf, Kapanke, Breske, Plale and Leibham.

Noes, 0 – None.

SMITH, BRENT, of La Crosse, as a member of the Wisconsin Technical College System Board, to serve for the term ending May 1, 2011.

Confirmation.

Ayes, 5 – Senators Harsdorf, Kapanke, Breske, Plale and Leibham.

Noes, 0 – None.

SPECTOR, MICHAEL, of Shorewood, as a member of the Board of Regents of the University of Wisconsin System, to serve for the term ending May 1, 2012.

Confirmation.

Ayes, 5 – Senators Harsdorf, Kapanke, Breske, Plale and Leibham.

Noes, 0 – None.

THORNTON, THOMAS, of Grand View, as a member of the Snowmobile Recreational Council, for the term ending July 1, 2008.

Confirmation.

Ayes, 4 – Senators Harsdorf, Kapanke, Plale and Leibham.

Noes, 1 – Senator Breske.

VANDERMEULEN CRAIN, JUDITH, of Green Bay, as a member of the Board of Regents of the University of Wisconsin System, to serve for the term ending May 1, 2012.

Confirmation.

Ayes, 5 – Senators Harsdorf, Kapanke, Breske, Plale and Leibham.

Noes, 0 – None.

SHEILA HARSDORF  
Chairperson

The committee on **Housing and Financial Institutions** reports and recommends:

ADAMSKI, PAUL, of Stevens Point, as a member of the Savings Institutions Review Board, to serve for the term ending May 1, 2007.

Confirmation.

Ayes, 7 – Senators Stepp, Harsdorf, Brown, Reynolds, Plale, Lassa and Coggs.

Noes, 0 – None.

FARMER, DOUGLAS L., of La Crosse, as a member of the Banking Review Board, to serve for the term ending May 1, 2007.

Confirmation.

Ayes, 7 – Senators Stepp, Harsdorf, Brown, Reynolds, Plale, Lassa and Coggs.

Noes, 0 – None.

SENTY, JAMES, of La Crosse, as a member of the State of Wisconsin Investment Board, to serve for the term ending May 1, 2011.

Confirmation.

Ayes, 7 – Senators Stepp, Harsdorf, Brown, Reynolds, Plale, Lassa and Coggs.

Noes, 0 – None.

### Senate Bill 253

Relating to: authorizing the restoration of a nonconforming structure that is destroyed by vandalism or certain natural forces.

Introduction and adoption of Senate Amendment 1.

Ayes, 7 – Senators Stepp, Harsdorf, Brown, Reynolds, Plale, Lassa and Coggs.

Noes, 0 – None.

Passage as amended.

Ayes, 6 – Senators Stepp, Harsdorf, Brown, Reynolds, Plale and Lassa.

Noes, 1 – Senator Coggs.

### Assembly Bill 291

Relating to: termination of a tenancy if notice given regarding drug or criminal gang activity.

Concurrence.

Ayes, 7 – Senators Stepp, Harsdorf, Brown, Reynolds, Plale, Lassa and Coggs.

Noes, 0 – None.

CATHY STEPP  
Chairperson

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### State of Wisconsin Office of the Governor

September 6, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint COOK, MARY, of Madison, as a member of the College Savings Program Board, to serve for the term ending May 1, 2007.

Sincerely,  
JIM DOYLE  
Governor

Read and referred to committee on **Higher Education and Tourism**.

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### State of Wisconsin Office of the Governor

September 6, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint ROBLEE, PATRICIA, of Oshkosh, as a member of the Dietitians Affiliated Credentialing Board, to serve for the term ending July 1, 2006.

Sincerely,  
JIM DOYLE  
Governor

Read and referred to committee on **Health, Children, Families, Aging and Long Term Care**.

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The Chief Clerk makes the following entries dated Monday, September 12, 2005.

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The committee on **Campaign Finance Reform and Ethics** reports and recommends:

### Senate Clearinghouse Rule 05–027

Relating to conversion of federal campaign committee funds.

No action taken.

MICHAEL ELLIS  
Chairperson

The committee on **Health, Children, Families, Aging and Long Term Care** reports and recommends:

**Senate Clearinghouse Rule 05–029**

Relating to the return or exchange of health items.

No action taken.

**Senate Clearinghouse Rule 05–041**

Relating to expiration of a temporary credential issued by the social worker section.

No action taken.

**Senate Clearinghouse Rule 05–042**

Relating to postgraduate education and field experience for licensure as a clinical social worker.

No action taken.

CAROL ROESSLER  
Chairperson

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**INTRODUCTION, FIRST READING AND  
REFERENCE OF PROPOSALS**

Read first time and referred:

**Senate Bill 326**

Relating to: the personal property tax exemption for recreational mobile homes.

By Senators Olsen, Grothman, Roessler, Harsdorf and Lassa; cosponsored by Representatives Towns, Gunderson, Van Roy, Hines, Ainsworth, Petrowski, Kerkman, Wood, Musser, Freese, Townsend, Bies, Ballweg, Vos, Hundertmark and Molepske.

To joint survey committee on **Tax Exemptions**.

**Senate Bill 327**

Relating to: school and school district performance reports.

By Senators Harsdorf, Leibham, Roessler and Stepp; cosponsored by Representatives Petrowski, Towns, Albers, Ballweg, Bies, Davis, Friske, Gunderson, Hahn, Hines, Jeskewitz, Kerkman, F. Lasee, Lehman, LeMahieu, Lothian, Montgomery, Musser, Nerison, Nischke, Ott, Pridemore, Pettis, Seidel, Stone, Townsend, Vos and M. Williams.

To committee on **Education**.

**Senate Bill 328**

Relating to: interest rates for consumer credit transactions.

By Senators Hansen, Coggs, Erpenbach and Jauch; cosponsored by Representatives Nelson, Albers, Benedict, Berceau, Black, Boyle, Pocan, Seidel, Sheridan, Sinicki and Grigsby.

To committee on **Housing and Financial Institutions**.

**Senate Bill 329**

Relating to: the parking of vehicles on highways.

By Senators Darling and Plale; cosponsored by Representatives Richards, Wasserman, Hahn and Sheridan.

To committee on **Natural Resources and Transportation**.

**Senate Bill 330**

Relating to: the annual adjustment of the motor vehicle fuel tax rate and depositing motor vehicle sales and use tax revenues into the transportation fund.

By Senators Reynolds, Zien, Grothman, Lazich and Leibham; cosponsored by Representatives Wood, F. Lasee, Gundrum, Jeskewitz, Kerkman, Kestell, Lothian, McCormick, Pridemore and Vukmir.

To committee on **Natural Resources and Transportation**.

**Senate Bill 331**

Relating to: eliminating the annual adjustment of the motor vehicle fuel tax rate.

By Senators Reynolds, Zien, Grothman, Lazich and Leibham; cosponsored by Representatives Wood, F. Lasee, Gundrum, Jeskewitz, Kerkman, Kestell, Lothian, McCormick, Pridemore and Vukmir.

To committee on **Natural Resources and Transportation**.

**Senate Bill 332**

Relating to: authorizing specific information signs on certain portions of USH 12.

By Senators Robson and Kedzie; cosponsored by Representatives Towns, Lothian and Nass.

To committee on **Natural Resources and Transportation**.

**Senate Bill 333**

Relating to: a sales and use tax exemption for certain tangible personal property sold in August.

By Senators Hansen, Roessler, Carpenter, Lassa and Wirch; cosponsored by Representatives McCormick, Nelson, Krawczyk, Sheridan, Gunderson, Albers, Boyle, Fields, Berceau and Suder.

To joint survey committee on **Tax Exemptions**.

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**PETITIONS AND COMMUNICATIONS**

**State of Wisconsin  
Joint Legislative Council**

September 12, 2005

The Honorable, The Senate:

I am pleased to transmit to you the following report to the 2005 Legislature on legislation introduced by the Joint Legislative Council:

RL 2005-14 Special Committee on State-Tribal Relations

I would appreciate your including this letter in the Journal for the information of the membership. Additional copies of this report are available at the Legislative Council Staff offices, One East Main, Suite 401, or from our webpage at <http://www.legis.state.wi.us/lc/>

Sincerely,

TERRY C. ANDERSON  
Director

**State of Wisconsin  
Department of Health and Family Services**

September 8, 2005

The Honorable, The Legislature:

In accordance with sec. 1.11(2)(j) Wis. Stats., the Department of Health and Family Services reports that it did not conduct any Environmental Assessments or Environmental Impact Statements during the reporting period of July 1, 2004, through June 30, 2005.

Sincerely,

HELENE NELSON  
Secretary

**University of Wisconsin System**

September 14, 2005

The Honorable, The Legislature,

Attached is a copy of the University of Wisconsin System's annual Wisconsin Environmental Policy Act (WEPA) report. This document fulfills Section 1.11 (2)(j) of the Wisconsin Statutes, providing information on the number of Type I Environmental Impact Assessments completed during the past fiscal year.

The attached report reflects WEPA activities of the University of Wisconsin System related to Environmental Impact Statements and Environmental Impact Assessments completed during the period of July 1, 2004 through June 30, 2005.

Should you have any questions regarding this report, please direct them to Terri Reda, UW System Environmental Affairs Officer. Terri may be reached at 263-4410.

Sincerely,

KEVIN P. REILLY  
President

**State of Wisconsin  
Department of Revenue**

September 12, 2005

The Honorable, The Legislature:

I am submitting the quarterly report of the Wisconsin Lottery for the quarter ending June 30, 2005. As required by s. 565.37(3), Wis. Stats., the attached materials contain unaudited Wisconsin Lottery year to date Revenue and Expenditure information.

Lottery sales were \$451.9 million for FY 2004-2005, the second best mark in eight years. The major factor keeping the Lottery form matching or surpassing its FY 2003-2004 sales of \$482.9 million was the performance of Powerball. Fewer large jackpots resulted in a decline in Powerball sales, from \$108 million to \$79.3 million.

The information reported here is a summary and is not intended to be a complete financial accounting of Wisconsin Lottery operations.

If you have any questions or comments regarding this report, please feel free to contact me at (608) 266-6466.

Sincerely,

MICHAEL L. MORGAN  
Secretary

**THE STATE OF WISCONSIN  
OFFICE OF THE GOVERNOR**

**EXECUTIVE ORDER #118**

***Relating to a Proclamation of a State of Emergency  
Relating to the Transportation of Emergency Relief  
Supplies***

**WHEREAS**, the Governors of many states, as well as the U.S. Department of Transportation, have declared a state of emergency due to the catastrophic damage to persons and property caused by Hurricane Katrina; and

**WHEREAS**, this catastrophic damage creates a need to transport large amounts of emergency relief supplies (including food, clothing, fuel building materials, and medical supplies) on Wisconsin highways; and; and

**WHEREAS**, allowing the transportation of overweight and oversize loads of emergency relief supplies, in a safe manner and as described in this order, will benefit persons injured by Hurricane Katrina; and

**NOW, THEREFORE, I, JIM DOYLE**, Governor of the State of Wisconsin, by virtue of the authority vested in me by the Constitution and the laws of this State, and specifically by Wis. Stat. 166.03(1)(b)1, and by 49 CFR section 390.23, hereby declare the catastrophic damage caused by Hurricane Katrina to be a natural disaster and hereby proclaim the State of Wisconsin to be in a state of emergency for a period of 30 days, unless such period is extended by joint resolution of the Legislature.

**PURSUANT** to said state of emergency, by virtue of the authority vested in me by the constitution and laws of this state,

Wis. Stat. 166.03(1)(b)(1), and 49 CFR section 390.23, I **HEREBY ORDER THAT:**

1. Notwithstanding chapter 348 of the Wisconsin Statutes, commercial motor carriers directly involved in providing emergency relief and assistance relating to the Hurricane Katrina disaster are allowed to transport loads of emergency relief supplies (including food, clothing, fuel, building materials, and medical supplies) even when such loads exceed the statutory size and weight limitations. However, vehicle operators must obey the conditions set forth in this order and must obey posted weight limits and temporary weight restrictions for bridges and highways;

Divisible loads of relief supplies and equipment may be transported at a maximum gross vehicle weight of 88,000 pounds;

Non-divisible loads of relief supplies and equipment may be transported on vehicles or vehicle combinations which do not exceed the following dimensions and weights:

14 feet, 3 inches in height,

12 feet, 0 inches in width,

100 feet, 0 inches in length,

150,000 maximum gross vehicle weight,

25,000 pounds maximum single axle weight,

Vehicle operators must obtain oversize or overweight permits from the Division of Motor Vehicles under sections 348.26 or 348.27 for vehicle loads that exceed these dimensions or weight limits, but permit fees will be waived;

Vehicle operators must select routes with adequate vertical and horizontal clearance for safe operation;

Vehicles must be illuminated, flagged, signed, and rigged for safe operation at night and periods of darkness;

2. This emergency authorization is not valid on any part of the national system of interstate and defense highways, except for that portion of USH 51 between Wausau and STH 78 and that portion of STH 78 between USH 51 and the Interstate 90/94 interchange near Portage, designated as Interstate 39. **23 U.S.C. section 127;**

3. Movement of oversize loads of emergency relief supplies without permit, is prohibited from noon on Friday, September 2, 2005 until noon on Saturday, September 3, 2005; and from noon on Monday, September 5, 2005 until 9:00 a.m. on Tuesday, September 6, 2005;

Oversize vehicles, with or without a permit, may not operate on Interstate 43 in Ozaukee, Milwaukee, Waukesha, Walworth, and Rock counties from September 3 to September 6, 2005; and

4. This order does not suspend the operation of any state or federal laws within the State of Wisconsin except as specifically described in the order. All other laws remain in full force and will be enforced. This order does not authorize the use of unregistered or improperly registered vehicles. If the vehicle is required to be registered by Wisconsin law, registration shall be at not less than the permit weight or at the maximum available registration weight, whichever is less. Vehicles registered in other state and not entitled to reciprocity, or not registered for use in Wisconsin through the International Registration Plan, are not required to obtain a permit as provided in section 341.41, Wis. Stats. Motor carriers hauling emergency relief supplies for hire must have proper authority to operate in this State, as provided by section 194.04, Wis. Stats., and must meet the insurance requirements of sections 194.41 or 194.42, Wis. Stats. Carriers must satisfy all ordinarily applicable federal and Wisconsin requirements concerning

vehicle equipment, vehicle operations and driver qualifications and conduct.

**IN TESTIMONY WHERE OF**, I have hereunto set my hand and caused the Great Seal of the State of Wisconsin to be affixed. Done at the Capitol in the city of Madison this second day of September in the year two thousand five.

JIM DOYLE  
Governor

*BY THE GOVERNOR:*

DOUGLAS LA FOLLETTE  
Secretary of State

**THE STATE OF WISCONSIN  
OFFICE OF THE GOVERNOR**

**EXECUTIVE ORDER #119**

*Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for the Late William H. Rehnquist, Chief Justice of the United States*

**WHEREAS**, William H. Rehnquist was born in Milwaukee, Wisconsin on October 1, 1924; and

**WHEREAS**, William H. Rehnquist served as Justice of the United States Supreme Court from 1972 to 1986, and Chief Justice from 1986 until 2005; and

**WHEREAS**, on September 3, 2005, Chief Justice William H. Rehnquist passed away at the age of eighty; and

**WHEREAS**, Federal law at 4 U.S.C. 7(m) provides that the flag of the United States shall be flown at half-staff for ten days following the death of a Chief Justice of the United States;

**NOW, THEREFORE, I, JIM DOYLE**, Governor of the State of Wisconsin, by the authority vested in me by Federal and State law, do hereby order that the flag of the United States and the flag of the State of Wisconsin shall be flown at half-staff at all buildings, grounds, and military installations of the State of Wisconsin equipped with such flags beginning forthwith until sunset on Tuesday, September 13, 2005.

**IN TESTIMONY WHERE OF**, I have hereunto set my hand and caused the Great Seal of the State of Wisconsin to be affixed. Done at the Capitol in the city of Madison this sixth day of September in the year two thousand five.

JIM DOYLE  
Governor

*BY THE GOVERNOR:*

DOUGLAS LA FOLLETTE  
Secretary of State

**THE STATE OF WISCONSIN  
OFFICE OF THE GOVERNOR**

**EXECUTIVE ORDER #120**

*Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff to Honor the Victims of Hurricane Katrina*

**WHEREAS**, Hurricane Katrina has struck Florida and the Gulf Coast region, causing devastating consequences, including the loss of an untold number of lives; and

**WHEREAS**, the President of the United States has directed that the flag of the United States be lowered to half-staff at all federal buildings and installations until sunset on Tuesday,

September 20, 2005, as a mark of respect for the victims of Hurricane Katrina;

**NOW, THEREFORE, I, JIM DOYLE**, Governor of the State of Wisconsin, by the authority vested in me by Federal and State law, do hereby order that the flag of the United States and the flag of the State of Wisconsin shall be flown at half-staff at all buildings, grounds, and military installations of the State of Wisconsin beginning forthwith and ending at sunset on Tuesday, September 20, 2005.

**IN TESTIMONY WHERE OF**, I have hereunto set my hand and caused the Great Seal of the State of Wisconsin to be affixed. Done at the Capitol in the city of Madison this sixth day of September in the year two thousand five.

JIM DOYLE  
Governor

*BY THE GOVERNOR:*

DOUGLAS LA FOLLETTE  
Secretary of State

**THE STATE OF WISCONSIN  
OFFICE OF THE GOVERNOR**

**EXECUTIVE ORDER #121**

*Relating to a Proclamation of a State of Emergency Relating to the Provision of Equipment or Services to Hurricane Katrina Evacuees Relocated to the State of Wisconsin*

**WHEREAS**, the Governors of many states have declared a state of emergency due to the catastrophic damage to persons and property caused by Hurricane Katrina; and

**WHEREAS**, this catastrophic damage has caused the evacuation of persons from the affected;

**WHEREAS**, local and county agencies are being impacted by requests for emergency assistance by evacuees from states affected by Hurricane Katrina who may be relocating to the State of Wisconsin; and

**WHEREAS**, Wisconsin Emergency Management is closely monitoring the situation in conjunction with local and county officials; and

**WHEREAS**, Wisconsin Emergency Management has received numerous requests from local and county officials for assistance;

**NOW, THEREFORE, I, JIM DOYLE**, Governor of the State of Wisconsin, by virtue of the authority vested in me by the Constitution and the laws of this state, specifically by Wis. Stats. 166.03(1)(a)(3) and (4) and 166.03(1)(b)(1), do hereby:

1. Declare the catastrophic damage caused by Hurricane Katrina to be a natural disaster causing indirect impact on the State of Wisconsin;
2. Proclaim that State of Wisconsin to be in a State of Emergency for a period of 30 days, unless such period is extended by joint resolution of the Legislature;
3. Direct all state agencies of the State of Wisconsin to assist Wisconsin Emergency Management and local and county agencies providing emergency assistance to evacuees from Hurricane Katrina relocating to the State of Wisconsin, to include utilizing personnel, facilities, supplies and equipment before and during the state of emergency.

**IN TESTIMONY WHERE OF**, I have hereunto set my hand and caused the Great Seal of the State of Wisconsin to be affixed. Done at the Capitol in the city of Madison this seventh day of September in the year two thousand five.

JIM DOYLE  
Governor

*BY THE GOVERNOR:*

DOUGLAS LA FOLLETTE  
Secretary of State

**THE STATE OF WISCONSIN  
OFFICE OF THE GOVERNOR**

**EXECUTIVE ORDER #122**

*Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Sergeant First Class Trevor Diesing of the United States Army Who Lost His Life During Operation Iraqi Freedom*

**WHEREAS**, on August 25, 2005, Sergeant First Class Trevor Diesing, a member of Special Operations Command, United States Army, died as a result of injuries sustained during enemy action in Iraq; and

**WHEREAS**, Sergeant First Class Trevor Diesing provided faithful and honorable service to the people of the State of Wisconsin and the people of the United States; and

**WHEREAS**, the people of Wisconsin mourn the death of Sergeant First Class Trevor Diesing; and

**WHEREAS**, a memorial service will be held for Sergeant First Class Trevor Diesing on Saturday, September 10, 2005;

**NOW, THEREFORE, I, JIM DOYLE**, Governor of the State of Wisconsin, by the authority vested in me by Federal and State law, do hereby order that the flag of the United States and the flag of the State of Wisconsin shall be flown at half-staff at all buildings, grounds and military installations of the State of Wisconsin equipped with such flags beginning at sunrise on September 10, 2005, and ending at sunset on that date.

**IN TESTIMONY WHERE OF**, I have hereunto set my hand and caused the Great Seal of the State of Wisconsin to be affixed. Done at the Capitol in the city of Madison this eighth day of September in the year two thousand five.

JIM DOYLE  
Governor

*BY THE GOVERNOR:*

DOUGLAS LA FOLLETTE  
Secretary of State

**THE STATE OF WISCONSIN  
OFFICE OF THE GOVERNOR**

**EXECUTIVE ORDER #123**

*Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Lance Corporal Ryan Nass of the United States Marine Corps Who Lost His Life During Operation Enduring Freedom*

**WHEREAS**, on September 3, 2005, Lance Corporal Ryan Nass, a member of 2nd Battalion, 3rd Marine Regiment, 3rd Marine Division, III Marine Expeditionary Force, United States Marine Corps, lost his life while serving in Afghanistan; and

**WHEREAS**, Lance Corporal Ryan Nass provided faithful and honorable service to the people of the State of Wisconsin and the people of the United States; and

**WHEREAS**, the people of Wisconsin mourn the death of Lance Corporal Ryan Nass; and

**WHEREAS**, Lance Corporal Ryan Nass will be laid to rest on Saturday, September 10, 2005;

**NOW, THEREFORE, I, JIM DOYLE**, Governor of the State of Wisconsin, by the authority vested in me by Federal and State law, do hereby order that the flag of the United States and the flag of the State of Wisconsin shall be flown at half-staff at all buildings, grounds and military installations of the State of Wisconsin equipped with such flags beginning at sunrise on September 10, 2005, and ending at sunset on that date.

**IN TESTIMONY WHERE OF**, I have hereunto set my hand and caused the Great Seal of the State of Wisconsin to be affixed. Done at the Capitol in the city of Madison this eighth day of September in the year two thousand five.

JIM DOYLE  
Governor

*BY THE GOVERNOR:*

DOUGLAS LA FOLLETTE  
Secretary of State

**THE STATE OF WISCONSIN  
OFFICE OF THE GOVERNOR**

**EXECUTIVE ORDER #124**

*Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff to commemorate the four year anniversary of the Terrorist attacks on the United States*

**WHEREAS**, on September 11, 2001, a series of vicious and cowardly terrorist attacks claimed the lives of numerous innocent and unsuspecting United States citizens; and

**WHEREAS**, the people of the State of Wisconsin, with heavy hearts, mourn the loss of all of the men, women and children who died as a result of these cowardly acts; and

**WHEREAS**, the people of the State of Wisconsin are forever indebted to the National Guard for its pivotal role in national and international operations instituted for the safety and protection of our great nation and all that it stands for; and

**WHEREAS**, the people of the State of Wisconsin wish to commend and honor the bravery exhibited by all emergency and volunteer personnel who assisted in rescue, evacuation and medical assistance efforts immediately following the attacks and in the many months that followed; and

**WHEREAS**, September 11th should be thought of as a day of remembrance for the victims and of hope for the enduring spirit of America; and

**WHEREAS**, federal law requires the flag of the United States to be flown at half-staff on September 11th, Patriot Day;

**NOW, THEREFORE, I, JIM DOYLE**, Governor of the State of Wisconsin, by the authority vested in me by Federal and State law, do hereby order that the flag of the United States and the flag of the State of Wisconsin be flown at half-staff at all buildings, grounds and military installations of the State of Wisconsin equipped with such flags beginning at sunrise and ending at sundown on September 11, 2005.

**IN TESTIMONY WHERE OF**, I have hereunto set my hand and caused the Great Seal of the State of Wisconsin to be

affixed. Done at the Capitol in the city of Madison this eighth day of September in the year two thousand five.

JIM DOYLE  
Governor

*BY THE GOVERNOR:*

DOUGLAS LA FOLLETTE  
Secretary of State

Pursuant to Senate Rule 17 (5), Representative Gundrum added as a coauthor of **Senate Bill 296**.

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**REFERRALS AND RECEIPT OF  
COMMITTEE REPORTS CONCERNING  
PROPOSED ADMINISTRATIVE RULES**

**Senate Clearinghouse Rule 05-020**

Relating to landfilling of solid waste.  
Submitted by Department of Natural Resources.  
Report received from Agency, September 9, 2005.  
Referred to committee on **Natural Resources and Transportation**, September 14, 2005.

**Senate Clearinghouse Rule 05-037**

Relating to miscellaneous structures and dredging in navigable waterways.  
Submitted by Department of Natural Resources.  
Report received from Agency, September 9, 2005.  
Referred to committee on **Natural Resources and Transportation**, September 14, 2005.

**Senate Clearinghouse Rule 05-055**

Relating to excluding additional organic compounds for the volatile organic compound (VOC) definition and to VOC emission limits for yeast manufacturing.

Submitted by Department of Natural Resources.  
Report received from Agency, September 9, 2005.

Referred to committee on **Natural Resources and Transportation**, September 14, 2005.

**Senate Clearinghouse Rule 05-057**

Relating to the 2005 migratory game bird seasons.

Submitted by Department of Natural Resources.  
Report received from Agency, September 9, 2005.

Referred to committee on **Natural Resources and Transportation**, September 14, 2005.

**Senate Clearinghouse Rule 05-076**

Relating to the public school open enrollment program.

Submitted by Department of Public Instruction.  
Report received from Agency, September 8, 2005.

Referred to committee on **Education**, September 14, 2005.

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**AMENDMENTS OFFERED**

Senate amendment 1 to **Senate Bill 244** offered by Senator Stepp.

Senate amendment 1 to **Senate Bill 305** offered by Senator Roessler.

Senate substitute amendment 1 to **Senate Bill 310** offered by Senators Kedzie and Coggs.